

2013 DRAFTING REQUEST

Bill

Received: 3/19/2013 Received By: eshea
Wanted: As time permits Same as LRB:
For: Edward Brooks (608) 266-8531 By/Representing: Jeff Schultz
May Contact: Drafter: eshea
Subject: Nat. Res. - parks and forestry Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Brooks@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Veteran free access to state parks.

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	eshea 3/22/2013						
/P1	eshea 5/22/2013	jdyer 4/2/2013	rschluet 4/2/2013		srose 4/2/2013		State
/1		jdyer 5/22/2013	jmurphy 5/22/2013		srose 5/22/2013	srose 5/24/2013	State

FE Sent For:

at
intro

<END>

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/?	eshea 3/22/2013	1 5/22 jw		_____			
/P1		jdye 4/2/2013	rschluet 4/2/2013	_____	srose 4/2/2013		State
FE Sent For:				_____			

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/?	eshea	PI 4 2 jld	9 4/2/13	==			

FE Sent For:

<END>

Gibson-Glass, Mary

From: LRB.Legal
Sent: Tuesday, March 19, 2013 1:48 PM
To: Gibson-Glass, Mary
Subject: FW: Request for Bill draft

From: Schultz, Jeff
Sent: Tuesday, March 19, 2013 1:34 PM
To: LRB.Legal
Subject: Request for Bill draft

Greetings;

State Representative Ed Brooks has asked me to submit a request that a stand-alone bill be drafted giving all veterans who have been honorably discharged free lifetime access to any Wisconsin State Park. The bill would only apply to entry to the parks – not concessions, camping, or other services offered for sale within the parks.

Thank you, and if you have any questions, please call (608) 266-8531.

Sincerely,

Jeff Schultz
Office of Representative Ed Brooks
50th Assembly District

Office 20 North
PO Box 8952
Madison, WI 53708
608-266-8531
Jeff.Schultz@legis.wi.gov

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

3/19/13 tel. call with Jeff Schultz

I asked if free access should apply to state trails as well as state parks - he said yes.

Delayed effective date - Jan 1, 2014

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USC › Title 38 › Part I › Chapter 1 › § 101

PREV NEXT

38 USC § 101 - Definitions

There are 7 Updates Pending. Select the tab below to view.

USC-prelim US Code Notes Updates Authorities (CFR)

USC Prelim is a preliminary release and may be subject to further revision before it is released again as a final version.

Current through Pub. L. 112-283. (See [Public Laws for the current Congress.](#))

For the purposes of this title—

(1) The terms “Secretary” and “Department” mean the Secretary of Veterans Affairs and the Department of Veterans Affairs, respectively.

(2) The term “veteran” means a person who served in the active military, naval, or air service, and who was discharged or released therefrom under conditions other than dishonorable.

(3) The term “surviving spouse” means (except for purposes of chapter 19 of this title) a person of the opposite sex who was the spouse of a veteran at the time of the veteran’s death, and who lived with the veteran continuously from the date of marriage to the date of the veteran’s death (except where there was a separation which was due to the misconduct of, or procured by, the veteran without the fault of the spouse) and who has not remarried or (in cases not involving remarriage) has not since the death of the veteran, and after September 19, 1962, lived with another person and held himself or herself out openly to the public to be the spouse of such other person.

(4)

(A) The term “child” means (except for purposes of chapter 19 of this title (other than with respect to a child who is an insurable dependent under subparagraph (B) or (C) of section 1965(10) of such chapter) and section 8502 (b) of this title) a person who is unmarried and—

(i) who is under the age of eighteen years;

(ii) who, before attaining the age of eighteen years, became permanently incapable of self-support; or

(iii) who, after attaining the age of eighteen years and until completion of education or training (but not after attaining the age of twenty-three years), is pursuing a course of instruction at an approved educational institution;

and who is a legitimate child, a legally adopted child, a stepchild who is a member of a veteran’s household or was a member at the time of the veteran’s death, or an illegitimate child but, as to the alleged father, only if acknowledged in writing signed by him, or if he has been judicially ordered to contribute to the child’s support or has been, before his death, judicially decreed to be the father of such child, or if he is otherwise shown by evidence satisfactory to the Secretary to be the father of such child. A person shall be deemed, as of the date of death of a veteran, to be the legally adopted child of such veteran if such person was at the time of the veteran’s death living in the veteran’s household and was legally adopted by the veteran’s surviving spouse before August 26, 1961, or within two years after the veteran’s death; however,


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Shea, Elisabeth

From: Schultz, Jeff
Sent: Wednesday, March 20, 2013 4:32 PM
To: Shea, Elisabeth
Subject: RE: Drafting request

Limit it to residents. Thanks for catching that.

From: Shea, Elisabeth
Sent: Wednesday, March 20, 2013 4:27 PM
To: Schultz, Jeff
Subject: Drafting request

Jeff,

Another question on the drafting request related to state park access for veterans. Currently the statute that allows disabled vets access to state parks is limited to veterans who are residents. However, your request didn't specify that this should be limited to residents. Do you want this to apply to veterans who are not state residents as well?

Lis

Elisabeth H. Shea
Legislative Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 266 - 5446
elisabeth.shea@legis.wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1938/P1

EHS:.....

In 3/22/13 Fm (cmh)

jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

✓

Gen

1

AN ACT ...; relating to: free admission to state parks and state trails for veterans. ✓

Analysis by the Legislative Reference Bureau

Under current law, most vehicles entering state parks must display a vehicle admission receipt (sticker), ✓ either for annual use or for one-day use. ✓ Some vehicles are exempt from the sticker requirement, including a vehicle operated by a disabled veteran. ✓ Also under current law, the Department of Natural Resources may charge an admission fee to enter a state trail, ✓ and disabled veterans are exempt from this fee as well. This bill extends both of these exemptions to all veterans discharged under conditions other than dishonorable. ✓ *

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2

SECTION 1. 27.01 (7) (c) 6. ✓ of the statutes is amended to read:

3

27.01 (7) (c) 6. Any vehicle, except a motor bus, occupied by a person holding

4

a senior citizen recreation card issued under s. 29.624 ~~or an annual disabled veteran~~

5

~~recreation card issued under s. 29.236.~~ ✓

History: 1971 c. 125, 215, 326; 1973 c. 90 s. 538; 1973 c. 245; 1975 c. 365 s. 62; 1977 c. 29, 71, 424; 1979 c. 34, 175; 1981 c. 20, 343; 1983 a. 19; 1983 a. 27 ss. 644 to 674, 2202 (38); 1983 a. 325; 1985 a. 29, 125; 1987 a. 27, 277, 295, 399; 1989 a. 31, 56, 213, 359; 1991 a. 39, 269; 1993 a. 16, 213; 1995 a. 27, 312, 391; 1997 a. 27, 248; 1999 a. 9, 83; 2001 a. 16; 2005 a. 25, 94; 2007 a. 20, 165; 2009 a. 28, 54, 70, 302; 2011 a. 168.

1 **SECTION 2.** 27.01 (7) (c) 11. of the statutes is amended to read:

2 27.01 (7) (c) 11. Any vehicle, except a motor bus, occupied by a state resident
3 who produces evidence that shows that he or she is a veteran, as defined in 38 USC
4 101, ~~and is receiving disability compensation benefits under 38 USC 1101 to 1163 as~~
5 ~~individually unemployable under 38 USC 1502 or for disabilities that result in a~~
6 ~~disability rating that is 70 percent or greater under 38 USC 1114.~~ The department
7 shall recognize an annual disabled veteran recreation card issued under s. 29.236 as
8 sufficient evidence of veteran status. plain

History: 1971 c. 125, 215, 326; 1973 c. 90 s. 538; 1973 c. 245; 1975 c. 365 s. 62; 1977 c. 29, 71, 424; 1979 c. 34, 175; 1981 c. 20, 343; 1983 a. 19; 1983 a. 27 ss. 644 to 674, 2202 (38); 1983 a. 325; 1985 a. 29, 125; 1987 a. 27, 277, 295, 399; 1989 a. 31, 56, 213, 359; 1991 a. 39, 269; 1993 a. 16, 213; 1995 a. 27, 312, 391; 1997 a. 27, 248; 1999 a. 9, 83; 2001 a. 16; 2005 a. 25, 94; 2007 a. 20, 165; 2009 a. 28, 54, 70, 302; 2011 a. 168.

9 **SECTION 3.** 27.01 (8) (b) 2. of the statutes is amended to read:

10 27.01 (8) (b) 2. Any person holding a senior citizen recreation card issued under
11 s. 29.624 ~~or an annual disabled veteran recreation card issued under s. 29.236;~~ or

History: 1971 c. 125, 215, 326; 1973 c. 90 s. 538; 1973 c. 245; 1975 c. 365 s. 62; 1977 c. 29, 71, 424; 1979 c. 34, 175; 1981 c. 20, 343; 1983 a. 19; 1983 a. 27 ss. 644 to 674, 2202 (38); 1983 a. 325; 1985 a. 29, 125; 1987 a. 27, 277, 295, 399; 1989 a. 31, 56, 213, 359; 1991 a. 39, 269; 1993 a. 16, 213; 1995 a. 27, 312, 391; 1997 a. 27, 248; 1999 a. 9, 83; 2001 a. 16; 2005 a. 25, 94; 2007 a. 20, 165; 2009 a. 28, 54, 70, 302; 2011 a. 168.

12 **SECTION 4.** 27.01 (8) (bn) 1. of the statutes is amended to read:

13 27.01 (8) (bn) 1. Any state resident who produces evidence that shows that he
14 or she is a veteran, as defined in 38 USC 101, ~~and is receiving disability compensation~~
15 ~~benefits under 38 USC 1101 to 1163 as individually unemployable under 38 USC~~
16 ~~1502 or for disabilities that result in a disability rating that is 70 percent or greater~~
17 ~~under 38 USC 1114.~~ The department shall recognize an annual disabled veteran
18 recreation card issued under s. 29.236 as sufficient evidence of veteran status. plain

19 **SECTION 5. Effective date.**

20 (1) This act takes effect on January 1, 2014, or on the day after publication,
21 whichever is later.

History: 1971 c. 125, 215, 326; 1973 c. 90 s. 538; 1973 c. 245; 1975 c. 365 s. 62; 1977 c. 29, 71, 424; 1979 c. 34, 175; 1981 c. 20, 343; 1983 a. 19; 1983 a. 27 ss. 644 to 674, 2202 (38); 1983 a. 325; 1985 a. 29, 125; 1987 a. 27, 277, 295, 399; 1989 a. 31, 56, 213, 359; 1991 a. 39, 269; 1993 a. 16, 213; 1995 a. 27, 312, 391; 1997 a. 27, 248; 1999 a. 9, 83; 2001 a. 16; 2005 a. 25, 94; 2007 a. 20, 165; 2009 a. 28, 54, 70, 302; 2011 a. 168.

(END)

Shea, Elisabeth

From: Schultz, Jeff
Sent: Friday, May 17, 2013 9:55 AM
To: Shea, Elisabeth
Subject: FW: Draft review: LRB -1938/P1 Topic: Veteran free access to state parks.
Attachments: 13-1938/P1.pdf

Elisabeth,

Could we please turn this into an actual draft suitable for introduction? I see no changes that need to be made. We would like it by next Wednesday, the 22nd if possible. Thanks

- Jeff S.

From: LRB.Legal
Sent: Tuesday, April 02, 2013 9:08 AM
To: Rep.Brooks
Subject: Draft review: LRB -1938/P1 Topic: Veteran free access to state parks.

Following is the PDF version of draft LRB -1938/P1.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1938/P1
EHS:jld:rs

lh 5/22/13

Need 5/22/13

NO CHANGES

RMR

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

2013 BILL

Pwf
5/22
jm
ndf

lx

Regen

- 1 AN ACT *to amend* 27.01 (7) (c) 6., 27.01 (7) (c) 11., 27.01 (8) (b) 2. and 27.01 (8)
- 2 (bn) 1. of the statutes; **relating to:** free admission to state parks and state trails
- 3 for veterans.

Analysis by the Legislative Reference Bureau

Under current law, most vehicles entering state parks must display a vehicle admission receipt (sticker), either for annual use or for one-day use. Some vehicles are exempt from the sticker requirement, including a vehicle operated by a disabled veteran. Also under current law, the Department of Natural Resources may charge an admission fee to enter a state trail and disabled veterans are exempt from this fee as well. This bill extends both of these exemptions to all veterans discharged under conditions other than dishonorable.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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27.01 (7) (c) 11. Any vehicle, except a motor bus, occupied by a state resident who produces evidence that shows that he or she is a veteran, as defined in 38 USC 101, ~~and is receiving disability compensation benefits under 38 USC 1101 to 1163 as individually unemployable under 38 USC 1502 or for disabilities that result in a disability rating that is 70 percent or greater under 38 USC 1114.~~ The department shall recognize an annual disabled veteran recreation card issued under s. 29.236 as sufficient evidence of veteran status.

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SECTION 5. Effective date.

(1) This act takes effect on January 1, 2014, or on the day after publication, whichever is later.

(END)

Barman, Mike

From: Rep.Brooks
Sent: Friday, May 24, 2013 11:05 AM
To: LRB.Legal
Subject: Draft Review: LRB -1938/1 Topic: Veteran free access to state parks.

Please Jacket LRB -1938/1 for the ASSEMBLY.